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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION  
12

13 UNITED STATES OF AMERICA,	)	No. CR 06 0687 SI
	)	
14 Plaintiff,	)	
	)	
15 v.	)	[PROPOSED] ORDER FINDING
	)	EXCLUDABLE TIME
16	)	UNDER SPEEDY TRIAL ACT
	)	18 U.S.C. § 3161(h)(8)(A)&(B)(iv)
17	)	
18 BRUCE BARKER,	)	
	)	
19 Defendant.	)	
	)	
20	)	

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22 The parties appeared before the Court on May 11, 2007. Assistant United States  
23 Attorney Susan Badger appeared on behalf of the government. Lidia Stiglich appeared on  
24 behalf of the defendant, who was present and out of custody.

25 The parties advised the Court that counsel for the government has been involved in  
26 the trial in the case of United States v. Quan, CR 04 0323 WBS from January 16, 2007 to  
27 May 4, 2007. That has made it difficult for the parties to have any substantive  
28 discussions regarding possible resolution of the case. In the interim, the government has

1 provided all discovery to the defendant for review. The parties jointly requested that the  
2 matter be continued to June 22, 2007 at 11:00 a.m. in order to provide reasonable time,  
3 taking into account due diligence, to engage in further investigation, further review of  
4 discovery, and discussions relating to a resolution of the matter. Ms. Stiglitz advised that  
5 she will be unavailable for three of the weeks between May 11 and June 22. AUSA  
6 Badger advised that she will be unavailable for one additional week. The parties  
7 additionally requested that the time from May 11, 2007 through June 22, 2007 be  
8 excluded from the requirements of the Speedy Trial Act in order to provide reasonable  
9 time for preparation of counsel, taking into account due diligence, and in light of the  
10 unavailability of both counsel during part of that time. 18 U.S.C. § 3161(h)(A) &  
11 (B)(iv). The defendant stated that he concurred in the requests to continue the matter and  
12 for a finding of excludable time.

13       Upon the motion of the parties and for good cause appearing, IT IS HEREBY  
14 ORDERED that the matter is continued to June 22, 2007 at 11:00 a.m. for status  
15 regarding resolution of the case or for trial setting. IT IS FURTHER ORDERED that the  
16 time from May 11, 2007 through June 22, 2007 is excluded from the time requirements of  
17 the Speedy Trial Act in order to provide the parties continuity of counsel and in order to  
18 provide the parties reasonable time for effective preparation taking into account due  
19 diligence. 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

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21 IT IS SO ORDERED.



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23 SUSAN ILLSTON  
United States District Judge